

MT LEGISLATIVE HISTORY

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Chapter 468 1985

Bill H _____ S 229

Original bill & hist. ____C

H. Committee on St. Admin.

S. Committee on St. Admin.

Hearing Date(s) 3-15 ____C

Hearing Date(s) 2-6 ____C

____C

2-8 ____C

____C

2-9 ____C

____C

____C

Date Out 3-15 ____C

2-9 ____C

rt 3-15

rt 2-9

Did this bill originate in an interim committee? ____Yes ____No

Committee _____

Report _____

SENATE FINAL STATUS

	TRANSMITTED TO HOUSE		
2/27	REFERRED TO STATE ADMINISTRATION		
3/15	HEARING		
3/15	ADVERSE COMMITTEE REPORT		
3/16	BILL KILLED	88	5
SB 229 INTRODUCED BY BOYLAN, ELLERD, ASAY			
MAKE THE PREFERENCE LAW RECIPROCAL FOR BIDDERS ON			
CONSTRUCTION PUBLIC WORKS			
BY REQUEST OF GOVERNOR'S STATE BUILDING			
CONSTRUCTION ADVISORY COUNCIL			
1/22	INTRODUCED		
1/23	REFERRED TO STATE ADMINISTRATION		
2/06	HEARING		
2/11	COMMITTEE REPORT-BILL PASS AS AMENDED		
2/13	2ND READING PASS	50	0
2/15	3RD READING PASS	49	0
	TRANSMITTED TO HOUSE		
2/27	REFERRED TO STATE ADMINISTRATION		
3/15	HEARING		
3/15	COMM REPORT-BILL CONCURRED AS AMENDED		
3/19	2ND READING CONCURRED	62	36
3/19	ON MOTION SEGREGATED FROM COMMITTEE		
	OF WHOLE REPORT		
3/25	2ND READING CONCURRED AS AMENDED	91	8
3/27	3RD READING CONCURRED	88	11
	RETURNED TO SENATE		
4/08	SIGNED BY PRESIDENT		
4/09	SIGNED BY SPEAKER		
4/10	TRANSMITTED TO GOVERNOR		
4/15	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 468 EFFECTIVE DATE: 4/15/85		
SB 230 INTRODUCED BY TVEIT, GAGE, ET AL.			
MARITAL STATUS A LEGITIMATE CRITERION WHEN REQUIRED			
BY NEPOTISM LAW			
1/22	INTRODUCED		
1/24	REFERRED TO JUDICIARY		
2/11	HEARING		
2/12	COMMITTEE REPORT-BILL DO PASS		
2/14	2ND READING PASS	50	0
2/16	3RD READING PASS	44	3
	TRANSMITTED TO HOUSE		
2/27	REFERRED TO JUDICIARY		
3/14	HEARING		
3/14	COMMITTEE REPORT-BILL CONCURRED		
3/16	2ND READING CONCURRED	78	14
3/18	REFERRED TO JUDICIARY		
3/19	COMMITTEE REPORT-BILL CONCURRED		
3/22	2ND READING CONCURRED	84	1
3/23	3RD READING CONCURRED	76	14
	RETURNED TO SENATE		

INTRODUCED BY Senate Bill No. 229
By Request of the Governor's State
 BUILDING CONSTRUCTION ADVISORY COUNCIL

A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A
 RECIPROCAL PREFERENCE LAW FOR BIDDERS ON CONSTRUCTION
 PROJECTS AND TO ELIMINATE THE CURRENT 3 PERCENT PREFERENCE
 FOR SUCH BIDDERS; AMENDING SECTION 18-1-102, MCA; AND
 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 18-1-102, MCA, is amended to read:

"18-1-102. State contracts to lowest resident bidder.

(1) In order to provide for an orderly administration of the
 business of the state of Montana in awarding contracts for
 materials, supplies, and equipment, construction, repair,
 and public works of all kinds, it shall be the duty of each
 board, commission, officer, or individual charged by law
 with the responsibility for the execution of the contract on
 behalf of the state, board, commission, political
 subdivision, agency, school district, or a public
 corporation of the state of Montana to award such contract
 to the lowest responsible bidder who is a resident of the
 state of Montana and whose bid is not more than 3% higher

than that of the lowest responsible bidder who is a
 nonresident of this state.

(2) In awarding contracts for purchase of products,
 materials, supplies, or equipment, such board, commission,
 officer, or individual shall award the contract to any such
 resident whose offered materials, supplies, or equipment are
 manufactured or produced in this state by Montana industry
 and labor and whose bid is not more than 3% higher than that
 of the lowest responsible resident bidder whose offered
 materials, supplies, or equipment are not so manufactured or
 produced, provided that such products, materials, supplies,
 and equipment are comparable in quality and performance.

(3) In awarding contracts for construction, repair,
 and public works of all kinds, bids received from
 nonresident bidders are subject to the same ^{3%} preference, ~~or that amount percent~~
 that applies to a Montana bidder in the award of public
 contracts in the nonresident bidder's state of residence.

(4) This requirement shall prevail whether the law
 requires advertisement for bids or does not require
 advertisement for bids, and it shall apply to contracts
 involving funds obtained from the federal government unless
 expressly prohibited by the laws of the United States or
 regulations adopted pursuant thereto."

NEW SECTION. Section 2. Extension of authority. Any
 existing authority of the department of administration to

- 1 make rules on the subject of the provisions of this act is
- 2 extended to the provisions of this act.
- 3 NEW SECTION. Section 3. Effective date. This act is
- 4 effective on passage and approval.

-End-

CHAIRMAN--HAFFEY, JACK
NORMAL SCHEDULE==> SITE: ROOM 331

DAYS: M-TU-W-TH-F

TIME: 10:00 A.M.-12 NOON

SECRETARY-PENNINGTON, GLENDA

--BILL NO--	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRER TO COMM	DATE OUT
SB0225	1/23	2/11	2/11	DO PASS		2/11
JACOBSON, JUDY H.			EXEMPTS UNIVERSITY SYSTEM FROM CERTAIN DATA PROCESSING LAWS, WITH EXCEPTION			
SB0228	1/23	2/06	2/06 2/09	PASS AS AMENDED		2/09
BOYLAN, PAUL F.			ALLOW WAIVER OF SECURITY ON CONSTRUCTION CONTRACTS UNDER \$25,000			
SB0229	1/23	2/06	2/06 2/09	PASS AS AMENDED		2/09
BOYLAN, PAUL F.			MAKE THE PREFERENCE LAW RECIPROCAL FOR BIDDERS ON CONSTRUCTION PUBLIC WORKS			
SB0242	1/25	2/13	2/13	DO PASS		2/13
SMITH, ED B.			TRANSFER STATE BUILDING CODES FUNCTION FROM DOA TO DEPARTMENT OF COMMERCE			
SB0247	1/25	2/12	2/12	PASS AS AMENDED		2/13
DANIELS, M.K.			EMPLOYER PICK-UP OF EMPLOYEE CONTRIBUTIONS TO PUBLIC RETIREMENT SYSTEMS			
SB0248	1/25	2/13	2/13	PASS AS AMENDED		2/13
FARRELL, WILLIAM E.			LICENSING BOARDS TO MEET TWICE A YEAR			
SB0251	1/26	2/12	2/12	DO PASS		2/12
TOWE, THOMAS E.			EXEMPT PROJECTS NOT GUARANTEED BY ECON. DEVELOPMENT BD. FROM CERTAIN LIMITS			
SB0259	1/28	2/14	2/14	DO PASS		2/14
VAN VALKENBURG, FRED			ALLOW PRISON RANCH LOANS TO EXTEND BEYOND FISCAL YEAR			
SB0262	1/28	2/14	2/14	ADVERSE REPORT		2/14
SHAW, JAMES N.			EXEMPT LOW COST STRUCTURES FROM BUILDING CODES			
SB0263	1/28	2/13	2/13 2/14	PASS AS AMENDED		2/14
HARDING, ETHEL M.			PROVIDING FOR TERMINATION DATE FOR LAPSED OCC. OR PROF. LICENSE			
SB0274	1/29	2/13	2/13 2/15	PASS AS AMENDED		2/15
FARRELL, WILLIAM E.			GROUND FOR DISCIPL. ACTION AS GROUND FOR DENYING OCCUP. OR PROF. LICENSES			

February 6, 1985

EXECUTIVE ACTION ON SENATE BILL 228: Executive action will be deferred until Friday, February 8, 1985, following a report from the subcommittee appointed by Chairman Haffey.

CONSIDERATION OF SENATE BILL 229: Senator Boylan, District 39, is the sponsor of this bill entitled, "AN ACT TO ESTABLISH A RECIPROCAL PREFERENCE LAW FOR BIDDERS ON CONSTRUCTION PROJECTS AND TO ELIMINATE THE CURRENT 3 PERCENT PREFERENCE FOR SUCH BIDDERS; AMENDING SECTION 111, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE." Senator Boylan then turned the hearing over to the proponents.

PROPOSERS: William Olson, Montana Contractors Association, supports this bill. All the members of his association are in favor of this bill in the matter of reciprocity. He said if you do business in Wyoming they penalize you 5%, so if a Wyoming firm comes here to do business, they should be penalized 5%.

Wayne Edsall, Edsall Construction, supports this bill. Mr. Edsall said that Montana contractors have to underbid Wyoming contractors by 5% in order to get a job there, but they can just come into Montana and bid by only bidding 3% less than a Montana contractor. He said some states were higher--Minnesota is 10%.

Larry Persinger, Montana State Building Trades, supports this bill. Mr. Persinger proposed an amendment to this bill and handed out a copy of this amendment. (Attached hereto marked Exhibit "B" and by this reference made a part hereof.)

Gene Fenderson, Laborers' Union #254, supports this bill. He agreed with the amendment just presented. He felt that the 3% should be kept in the law.

OPPOSERS: There were no opposers.

COMMITTEE QUESTIONS: Senator Mohar asked Valencia Lane, staff Attorney, how she felt about this 3% being left in. Valencia said that you have to be careful about leaving it in because it could have a cumulative effect. If Minnesota charges you 10% and you charge them 10%, plus the 3%, they could charge you 13%. She said many states have reciprocity and it could backfire.

In closing Senator Boylan cautioned that they should be careful of the amendments. He asked the Committee to look very closely at this. SENATE BILL 229 is closed.

EXECUTIVE ACTION ON SENATE BILL 229: Executive action will be deferred until Friday, February 8, 1985, following a report from the subcommittee appointed by Chairman Haffey.

Senator Haffey appointed a subcommittee to see how these 3 bills

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would interact and to look at them as a package and separately. He appointed Senator Mohar as Chairman, Senator Farrell, Senator Manning, Senator Harding as the subcommittee.

The meeting was adjourned at 11:45 a.m.

Jack Halley

SENATOR JACK HALLEY, CHAIRMAN

MINUTES OF THE MEETING
STATE ADMINISTRATION COMMITTEE
MONTANA STATE SENATE

February 8, 1985

The subcommittee meeting of the State Administration was called to order by the selected Chairman, Senator John Mohar, at 9:00 a.m., Friday, February 8, 1985 in room 325 of the State Capitol.

ROLL CALL: All members of the subcommittee were present with the exception of Senator Manning who was excused.

Senate Bill 228 and Senate Bill 229 were discussed.

Proposed amendments were submitted to SB 228. Exhibits 1 and 2.

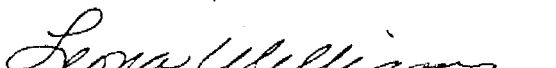
Senator Farrell moved that the subcommittee accept these amendments. Motion passed unanimously.

Senator Farrell moved that the subcommittee accept the proposed amendments to S.B. 229. Motion passed.

The subcommittee discussed S.B. 210 further and chose not to take action but rather to hold it in the subcommittee until they could work it into something acceptable to the whole committee.

The meeting adjourned at 10:00 a.m.


Subcommittee Chairman, Senator Mohar


Leona Williams, Secretary

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felt that 1¢ on a \$2.00 bet was a small amount and unless it was advertized he doubted that anyone would notice. Question was called on the original motion that SB-221 be amended. With Senator Tveit, Senator Mohar, Senator Manning and Senator Hirsch voting no, the rest of the Committee voted that SENATE BILL 221 be amended as proposed by the subcommittee. Senator Mohar wanted to propose further amendments because he felt that this was getting away from the checks and balances in the statute if the Board picked its own employees. Senator Lynch felt that the Board is more knowledgeable in hiring people with expertise. The Committee agreed with Senator Lynch. Senator Lynch moved that SENATE BILL 221 do pass as amended. Question was called, and with Senator Mohar voting no, the rest of the Committee voted that SENATE BILL 221 DO PASS AS AMENDED.

EXECUTIVE ACTION ON JUDGE HOLMSTROM: Senator Manning was appointed to investigate Judge Robert W. Holmstrom for the position of Judge of District Court, Thirteenth Judicial District of the State of Montana. Senator Manning said that he checked very thoroughly with people who knew Judge Holmstrom both professionally and socially. He also checked with at least 23 or more attorneys to find out if they had a problem with Judge Holmstrom. He knows that at least 14 of these attorneys were democrats, and yet there was not one problem. Senator Manning recommends that we confirm Judge Holmstrom. Senator Haffey made a motion that Judge Holmstrom be approved by the State Administration Committee and that we recommend confirmation of Judge Holmstrom. Question was called, and the Committee voted unanimously that the appointment be concurred in and confirmed.

EXECUTIVE ACTION ON SENATE BILL 228: Senator Mohar told the Committee that Senate Bill 228 had been in subcommittee, and the subcommittee proposed amendments. (Amendments attached hereto marked Exhibit "G" and by this reference made a part hereof.) Senator Mohar moved that the amendments do pass. Senator Haffey explained that these amendments allowed all governmental entities to waive the bond on jobs under \$25,000. Question was called, and the Committee voted unanimously that the amendments to Senate Bill 228 do pass. Senator Farrell moved that SENATE BILL 228 do pass as amended. Question was called and the committee voted unanimously that SENATE BILL 228 DO PASS AS AMENDED, with Senator Tveit, Senator Manning, and Senator Lynch leaving yes votes.

EXECUTIVE ACTION ON SENATE BILL 229: Senator Mohar explained that the problem with Senate Bill 229 was that if they removed the 3% preference for Montana contractors, the other states that have no preference could come into the State of Montana and bid right straight across the board, so we felt the 3% preference should remain. We propose these amendments which

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would leave the 3% preference on the books, but if a contractor comes into bid from a state that has a 10% preference, that would apply, whichever is greater. Senator Mohar moved that the amendments do pass. The Committee voted unanimously to pass the amendments. Senator Mohar moved that SENATE BILL 229 do pass as amended. Question was called, and the Committee voted unanimously that SENATE BILL 229 DO PASS AS AMENDED, with Senator Manning, Senator Lynch and Senator Tveit leaving yes votes. (Amendments are attached hereto marked Exhibit "H" and by this reference made a part hereof.)

EXECUTIVE ACTION ON SENATE BILL 295: Senator Farrell moved that Senate Bill 295 do not pass. Senator Mohar felt that he had to vote against this bill because it would limit the flexibility of the Board of Investors. He said that all session he has been voting to give them more flexibility, not less. Senator Harding said that she disagreed, she felt that we should pass this bill. Senator Haffey felt that the Board of Investments could work around these investments and still retain a high standard of return. He felt that ethically and morally he would have to vote against the motion. Senator Conover said that he was opposing this bill because six years ago they used wheat as an embargo against a country and it really hurt the farmers. He wondered where it would stop. Senator Anderson quoted an old banker as saying, "you can't mix sentiment with business." Senator Conover called question. With Senator Harding, Senator Haffey, and Senator Lynch voting no, the Committee voted that SENATE BILL 295 DO NOT PASS, with Senator Manning and Senator Tveit leaving votes in favor of the motion. Senator Farrell will carry the adverse committee report to the floor.

The meeting was adjourned at 1:30p.m.



SENATOR JACK HAFFEY CHAIRMAN

STANDING COMMITTEE REPORT

February 99 95

MR. PRESIDENT

We, your committee on STATE ADMINISTRATION

having had under consideration SENATE BILL No. 229

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MAKE THE PREFERENCE LAW RECIPROCAL FOR BIDDERS ON CONSTRUCTION
PUBLIC WORKS

Respectfully report as follows: That SENATE BILL No. 229

1. Title, lines 8 and 9.
Following: "PROJECTS" on line 8
Strike: the remainder of line 8 through "BIDDERS" on line 9

2. Page 1, line 17.
Following: "supplies,"
Strike: "and"

3. Page 1, line 18.
Following: "kinda,"
Insert: "construction, repair, and public works of all
kinda,"

4. Page 2, line 15.
Strike: "same"
Insert: "33"

5. Page 2, line 15.
Following: "preference,"
Strike: the remainder of line 15 through "any" on line 16
Insert: "or that percent"

6. Page 2, line 17.
Following: "residence"
Insert: ", whichever is greater"

AND AS AMENDED

DO PASS

DO NOT PASS

Chairman.

STATUS SHEETForty-Ninth LEGISLATIVE SESSIONCOMMITTEE ON State Administration

BILL NO.	ENTERED COMM.	DATE CONSIDERED	OUT OF COMM.	DO PASS DATE	DO NOT PASS DATE	DO PASS AS AMEND. DATE	BE CON- CURRED IN DATE	BE CONC. IN AS AMENDED DATE	BE NOT CON- CURRED IN DATE
SB 225	2/27	3/15	3/15				3/15		
228	2/27	3/15	3/15						3/15
229	2/27	3/15	3/15					3/15	
236	2/27	3/19	3/19				3/19		
242	2/27	3/19	3/19				3/19		
247	2/27	3/20	3/20				3/20		
251	2/27	3/19	3/19				3/19		
259	2/27	3/19	3/19				3/19		
276	2/27	3/14	3/14				3/14		
282	2/27	3/20	3/20				3/20		
300	2/27	3/20	3/20				3/20		
306	2/27	3/20	3/20				3/20		
313	2/27	3/20	3/20				3/20		
315	2/27	3/21	3/21				3/21		
341	2/27	3/21	3/21				3/21		
358	2/27	3/15	3/15				3/15		

Use a separate sheet for Senate, House Bills, and Resolutions

withdrew their support of SB 228. He said that the majority of the contractors who get in financial trouble are the small contractors who are just starting up, are short on money and assets and are operating on a shoestring. The bill doesn't say if the bond would be waived for all bids for that particular contract. Does it mean waiving the bond for all contractors. He said without the licensing bill the Committee should give SB 228 a Do Not Pass.

DISCUSSION OF SENATE BILL NO. 228: Rep. Campbell asked if the affidavit stating that all bills are paid is the only proof the agency has. Mr. Lannan said that was so. Rep. Campbell then wanted to know what would happen if they falsified that affidavit and the bills were not all paid. Mr. Hauck said the mechanic's lien laws of the State would be applied back to them as the contracting agency.

Rep. Harbin wondered if these contractors could not afford the bonds for these small projects are they the type of contractor that should be offered the contract.

Rep. Fritz asked if a report had been published by the Governor's Council and if it was available. Mr. Lannan said the Report was supplied to the Committee members at the beginning of the Session.

In closing, Sen. Boylan stated that there were approximately 14 bills that have come out of that report. He said these small contractors should not be required to supply securities, bonds, CD's, etc. or a lot of them won't be able to participate.

CONSIDERATION OF SENATE BILL NO. 229: Sen. Paul Boylan, Senate District #39, said this bill would establish a reciprocal preference law for bidders on construction projects between states. He said there were other people from the construction business to explain the bill further.

PROPOSERS: Gene Fenderson, Montana State Building Construction Trades Council, supported SB 229 and said it was a good piece of legislation. This would be a benefit to contractors when they bid out of state. The original bill did not contain the 3% preference. He gave the preference rates for other states such as 10% for Minnesota, zero for North Dakota, etc. The 3% base was added and reciprocity on top of that. He believed it was a good bill.

Bill Olsen, Montana Contractors Association, submitted Exhibit #7 which is a proposed amendment to the bill which would put the bill back to it's original state. He appeared not as a proponent or opponent but as a "ponent" and said that their Association membership was divided on the bill. He also said that preference laws do not apply when any federal funds are involved, only when it is funded 100% with State money. He felt the bill should be reinstated to the original version and

asked the Committee to pass SB 229 with the amendment.

Denzel C. Davis, Vice president of Vulk Construction Company, said they were a little bit undecided about the preference law. He said to either go to a reciprocal situation or leave the law as it stands and eliminate the 3% preference.

Bill Lannan, University System, supported the original bill that was introduced and agreed with Mr. Olsen and the proposed amendment.

DISCUSSION OF SENATE BILL NO. 229: Rep. Jenkins asked how a company could move everything, equipment, etc. into Montana and still underbid Montana contractors. Mr. Davis said he couldn't really address that.

Rep. Peterson, wanting to be clear on the 3% preference, asked if out-of-state bidders would be the same preference as if our contractors were going out of state, to which the answer was affirmative.

Rep. Fritz asked how many contractors bid out of state. Mr. Fenderson said that was hard to answer but approximately 5 or 6 of the larger contractors and this would vary from year to year.

In closing, Sen. Boylan said this bill was recommended by the Governor's Council. Chairman Sales asked Sen. Boylan his feelings about the amendments to which Sen. Boylan said he didn't know what the feeling of the Senate would be.

CONSIDERATION OF SENATE BILL NO. 225 AND 358: Sen. Judy Jacobson, Senate District #36, explained these two bills at the same time as they both are doing the same thing only for two different state agencies. They have been trying to get a handle on the data processing equipment that is being purchased through state agencies and have this all run through the central computer. There are times when the University System has data processing that does not impact the central system, as does the office of public instruction. If these agencies purchase equipment that does not impact the central system they would not have to run it through the department of administration. SB 225 covers the University System and SB 358 the OPI but the bills do the same thing.

PROPOSERS: Mike Trevor, Department of Administration, supported the bills. His office is responsible for signing off on this equipment authorization and this would limit their responsibility to only those items that need to be looked at for compatibility reasons.

Paul Dunham, University System, also was in support of the two bills.

OPPONENTS: There were no opponents to the bills.

There being no questions from the Committee members, Sen. Jacobson closed her presentation.

CONSIDERATION OF SENATE BILL NO. 205: Sen. Chris Christiaens, Senate District #17, said this bill was introduced at the request of the Coal Board and that he had served on the Coal Tax Oversight Committee. The Coal Board members are not designated as a quasi-judicial board and cannot receive any compensation for serving on the board. By statute, the governor is required to appoint two members with experience in education and one with experience in public administration, consequently four of the seven are unable to be compensated for their service. These members are outlined in the statutes as how the Board is to be made up and this bill would eliminate this discriminatory practice.

PROPOSERS: There were no proponents.

OPPONENTS: There were no opponents.

DISCUSSION OF SENATE BILL NO. 205: Rep. Holliday stated that three of the seven members are receiving \$50 per day and four are not and the chairman is not being paid because he is an elected county official from her district.

Rep. Harbin remarked that there was no fiscal note with the bill. Sen. Christiaens said there would be no cost to the general fund as it is already budgeted for in the Coal Board.

There being no further questions, without further comment, Sen. Christiaens closed his presentation and told the Chairman that Rep. Asay would carry the bill.

The Committee then went into executive session.

DISPOSITION OF SENATE BILL NO. 205: Rep. Pistoria moved that SB 205 BE CONCURRED IN, seconded by Rep. Smith. Motion CARRIED UNANIMOUSLY. Rep. Asay will carry the bill.

DISPOSITION OF SENATE BILL NO. 358: Rep. O'Connell moved that SB 358 BE CONCURRED IN, seconded by Rep. Fritz. The motion CARRIED UNANIMOUSLY. Rep. Peterson will carry the bill.

DISPOSITION OF SENATE BILL NO. 225: Rep. O'Connell moved that SB 225 BE CONCURRED IN, seconded by Rep. Garcia. The motion CARRIED UNANIMOUSLY. Rep. Peterson will carry the bill.

DISPOSITION OF SENATE BILL NO. 229: Rep. Garcia moved ADOPTION OF THE AMENDMENTS to put the bill back to its original version. The motion CARRIED UNANIMOUSLY.

STANDING COMMITTEE REPORT

Page 1 of 2

March 15 19 55

MR. SPEAKER

We, your committee on State Administration

having had under consideration Senate Bill No. 229

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MAKE THE PREFERENCE LAW RECIPROCAL FOR BIDDERS ON CONSTRUCTION
PUBLIC WORKS

Respectfully report as follows: That Senate Bill No. 229

BE AMENDED AS FOLLOWS:

1) Title, line 3.

Following: "BIDDERS"

Insert: "AND TO ELIMINATE THE CURRENT 3 PERCENT PREFERENCE
FOR SUCH BIDDERS"

2) Page 1, line 17.

Following: "and"

Insert: "and"

3) Page 1, lines 18 and 19.

Strike: "CONSTRUCTION" on line 18 through "L" on line 19

4) Page 2, line 13.

Strike: "3%"

Insert: "same"

DO PASS

Continued on page 2

State Administration
SB 229

March 15 19 35

5) Page 2, line 17.

Strike: "OR THAT PERCENT"

Insert: "if any,"

6) Page 2, line 19.

Strike: " , WHICHEVER IS GREATER"

AND AS AMENDED
BE CONCURRED IN